

ELLIOTT & ELLIOTT, P.A.  
ATTORNEYS AT LAW  
1508 LADY STREET  
COLUMBIA, SOUTH CAROLINA 29201  
[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)

2012-203-E  
245052

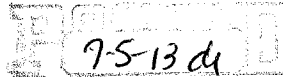
SCOTT ELLIOTT

TELEPHONE (803) 771-0555  
FACSIMILE (803) 771-8010

July 2, 2013

**VIA HAND DELIVERY**

The Honorable Daniel E. Shearouse  
Clerk, SC Supreme Court  
P. O. Box 11330  
Columbia, SC 29211



JUL 05 2013

PSC SC  
MAIL/DMS

RE: South Carolina Energy Users Committee v. The South Carolina Public Service Commission; South Carolina Electric & Gas; Office of Regulatory Staff, Sierra Club, and Pamela Greenlaw of whom Sierra Club is Respondent/Appellant  
Docket No. 2013-000529

Dear Mr. Shearouse:

Enclosed please find a Motion To Extend Time filed on behalf of the Appellant in the above, along with written consent from all other parties of record in this matter to said Motion. I have also enclosed an extra copy of this Motion which I would ask you to date stamp and return to me via my courier. Last, enclosed is an Elliott & Elliott, P. A. check in the amount of \$25.00 representing the filing fee. By copy of this letter, I am serving all parties of record.

If you have questions, please feel free to contact me.

Sincerely,

Elliott & Elliott, P.A.

Scott Elliott

SE/cje  
Enclosure  
cc & enc.:

Jocelyn D. Boyd, Esquire  
Belton T. Zeigler, Esquire  
Gary T. Pope, Jr., Esquire  
Robert Guild, Esquire

July 2, 2013  
Page 2

Jeffrey M. Nelson, Esquire  
Shannon B. Hudson, Esquire  
Courtney D. Edwards, Esquire  
K. Chad Burgess, Esquire  
Matthew W. Gissendanner, Esquire

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

**RECEIVED**

JUL 02 2013

APPEAL FROM THE PUBLIC SERVICE COMMISSION **S.C. Supreme Court**

Docket No. 2013-000529  
Tracking No. 2012-203-E

South Carolina Energy  
Users Committee,

Appellant/Respondent,

v.

The South Carolina Public  
Service Commission; South  
Carolina Electric & Gas;  
Office of Regulatory Staff,  
Sierra Club, and Pamela Greenlaw

Defendants,

Of whom Sierra Club, is Respondent/  
Appellant

Respondent/Appellant

JUL 05 2013

PSC SC  
MAIL / DMS

MOTION TO EXTEND TIME

Appellant/Respondent, through counsel, moves for an extension of time within which to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal on the following grounds.

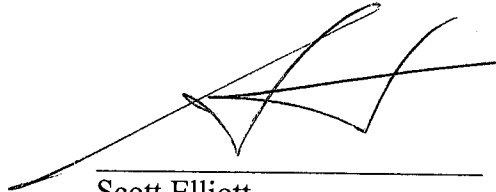
The Appellant/Respondent appeals Order No. 2012-884, dated November 15, 2012, and Order No. 2013-5, dated February 14, 2013, of the South Carolina Public Service Commission affecting the rights of the parties under the Base Load Review Act, S.C. Code Ann. §§58-33-210, *et seq.* The transcript of record is extensive and the appeal raises novel questions of law to be

resolved by this Court. By order of the Court, dated June 3, 2013, the Appellant/Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal are due July 12, 2013.

Given the size of the record, the significance of the matter before this Court, and the press of Appellant/Respondent's counsel's practice, the undersigned hereby respectfully requests an additional 20-day enlargement of time within which to file and serve Appellant/Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal.

The undersigned has consulted all counsel for all parties of record and all have consented to the within motion. (See copies attached).

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'Scott Elliott', written over a horizontal line.

Scott Elliott  
Elliott & Elliott, P.A.  
1508 Lady Street  
Columbia, SC 29201  
803-771-0555  
Attorney for Appellant

July 2, 2013

## Scott Elliott

---

**From:** Robert Guild <bguild@mindspring.com>  
**Sent:** Monday, July 01, 2013 2:17 PM  
**To:** Scott Elliott  
**Subject:** Re: SCEUC v SCE&G et al.

Sierra Club consents.

Regards,  
Robert Guild  
314 Pall Mall St  
Columbia, SC  
29201  
(803) 252 1419

Sent from my iPhone

On Jul 1, 2013, at 10:37 AM, "Scott Elliott" <[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)> wrote:

Thank you for graciously consenting to my motion requesting a 20 day extension of time to file my initial brief. The Court, however, will expect the consent to be in writing and will accept an email. May I impose on you to confirm your consent by reply so that I may attach it to my extension request? Please let me know if you have questions. Thanks.

Scott Elliott, Esquire  
Elliott & Elliott, P.A.  
1508 Lady Street  
Columbia, SC 29201  
803-771-0555 (P)  
803-771-8010 (F)  
[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)

CONFIDENTIALITY NOTICE: The information contained in this electronic message, including any attachments, is intended for the exclusive use of the address(s) and may contain confidential or legally privileged information. This email should not be forwarded to other persons without the permission of the sender. If you have received this communication in error, please immediately notify the sender by telephone or email and destroy the original and all copies of the message and any attachments.

No virus found in this message.

Checked by AVG - [www.avg.com](http://www.avg.com)

Version: 2013.0.3345 / Virus Database: 3204/6453 - Release Date: 07/01/13

## Scott Elliott

---

**From:** Belser, Florence <fbelser@regstaff.sc.gov>  
**Sent:** Friday, June 28, 2013 11:45 AM  
**To:** Scott Elliott  
**Cc:** Nelson, Jeff; Edwards, Nanette; Hudson, Shannon  
**Subject:** RE: SCE&G nuke appeal

Scott:

ORS consents to your requested extension.

Thank you.  
Flo

Florence P. Belser  
General Counsel  
South Carolina Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, SC 29201  
Tel.: (803) 737-0853  
Fax.: (803) 737-0895  
E-mail: fbelser@regstaff.sc.gov

The information transmitted is intended only for the person or entity to which it is addressed and may contain confidential, proprietary, and/or privileged material. Any review, transmission, dissemination or other use of, or taking any action in reliance upon this information, by persons or entities other than the intended recipient is prohibited. If you received this in error, please contact the sender and delete the material from all computers.

---

**From:** Scott Elliott [mailto:selliott@elliottlaw.us]  
**Sent:** Friday, June 28, 2013 10:29 AM  
**To:** Belser, Florence  
**Cc:** Nelson, Jeff; Edwards, Courtney  
**Subject:** SCE&G nuke appeal

My initial brief is due July 12<sup>th</sup>. May I impose on you to consent to an additional 20 day extension for me to file and serve my initial brief and designation? Chad has consented. Bob will consent and I have asked him to touch base with Pam Greenlaw. Please let me hear from you.

Scott Elliott, Esquire  
Elliott & Elliott, P.A.  
1508 Lady Street  
Columbia, SC 29201  
803-771-0555 (P)  
803-771-8010 (F)  
[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)

**Scott Elliott**

---

**From:** BURGESS, KENNETH CHAD <chad.burgess@scana.com>  
**Sent:** Monday, July 01, 2013 10:35 AM  
**To:** Scott Elliott  
**Subject:** RE: SCEUC v. SCE&G et al.

Dear Scott:

This email confirms that South Carolina Electric & Gas Company consents to your motion seeking a 20-day extension of time to file the Initial Brief of the South Carolina Energy Users Committee in the above-referenced appeal.

If you need anything further, please advise.

K. Chad Burgess, Esquire  
Associate General Counsel  
SCANA Corporation  
Mail Code C222  
220 Operation Way  
Cayce, South Carolina 29033  
Telephone No. 803.217.8141  
Mobile No. 803.807.1559  
Facsimile No. 803.217.7810  
E-mail address: [chad.burgess@scana.com](mailto:chad.burgess@scana.com)

---

**From:** Scott Elliott [mailto:[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)]  
**Sent:** Monday, July 01, 2013 10:31 AM  
**To:** BURGESS, KENNETH CHAD  
**Subject:** SCEUC v. SCE&G et al.

Thank you for graciously consenting to my motion requesting a 20 day extension of time to file my initial brief. The Court, however, will expect the consent to be in writing and will accept an email. May I impose on you to confirm your consent by reply so that I may attach it to my extension request? Please let me know if you have questions. Thanks.

Scott Elliott, Esquire  
Elliott & Elliott, P.A.  
1508 Lady Street  
Columbia, SC 29201  
803-771-0555 (P)  
803-771-8010 (F)  
[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)

CONFIDENTIALITY NOTICE: The information contained in this electronic message, including any attachments, is intended for the exclusive use of the address(s) and may contain confidential or legally privileged information. This email should not be forwarded to other persons without the permission of the sender. If you have received this communication in error, please immediately notify the sender by telephone or email and destroy the original and all copies of the message and any attachments.

## Scott Elliott

---

**From:** Pamela Greenlaw <pmlgrnlw@yahoo.com>  
**Sent:** Tuesday, July 02, 2013 3:57 PM  
**To:** Scott Elliott  
**Subject:** Re: SCEUC v. SCE&G et al.

Scott,

I consent to your filing and serving a motion requesting a 20 day extension of time to file your initial brief with the court concerning your appeal of the PSC's decision.

Pamela Greenlaw

--- On **Mon, 7/1/13**, **Scott Elliott** <[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)> wrote:

From: Scott Elliott <[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)>  
Subject: SCEUC v. SCE&G et al.  
To: "'Greenlaw, Pamela'" <[pmlgrnlw@yahoo.com](mailto:pmlgrnlw@yahoo.com)>  
Date: Monday, July 1, 2013, 10:41 AM

I plan on filing and serving a motion requesting a 20 day extension of time to file my initial brief. The Court, however, will expect the consent to be in writing and will accept an email. May I impose on you to consent to my request for an additional 20 days by reply so that I may attach it to my extension request? Counsel for SCE&G, ORS and Sierra Club have graciously agreed to consent to my request. Please let me know if you have questions. Thanks.

Scott Elliott, Esquire

Elliott & Elliott, P.A.

1508 Lady Street

Columbia, SC 29201

803-771-0555 (P)



## CERTIFICATE OF SERVICE

The undersigned employee of Elliott & Elliott, P.A. does hereby certify that she has served below listed parties with a copy of the pleading(s) indicated below by mailing a copy of same to them in the United States mail, by regular mail, with sufficient postage affixed thereto and return address clearly marked on the date indicated below:

RE: South Carolina Energy Users Committee v. The SC Service Commission  
Appellate Case No. 2013-000529

PLEADING: Motion to Extend Time

### PARTIES SERVED:

Jocelyn Boyd, Esquire SC Public Service Commission P.O. Box 11649 Columbia, SC 29211 803-896-5100 SC Public Service Commission	Jeffrey M. Nelson, Esquire Florence P. Belser, Esquire Shannon B. Hudson, Esquire Nanette S. Edwards, Esquire Office of Regulatory Staff 1401 Main Street, Suite 900 Columbia, SC 29201 803-737-0800 Office of Regulatory Staff
Belton T. Zeigler, Esquire Gary Pope, Jr., Esquire Pope Zeigler, LLC P. O. Box 11509 Columbia, SC 29211 803-354-4949 South Carolina Electric & Gas	K. Chad Burgess, Esquire Matthew W. Gissendanner, Esquire SCE&G/SCANA Corporation 220 Operation Way - MC C222 Cayce, SC 29033-3701 803-217-8141 South Carolina Electric & Gas
Robert Guild, Esquire Attorney at Law 314 Pall Mall Street Columbia, SC 29201 803-252-1419 Sierra Club	Pamela Greenlaw 1001 Wotan Road Columbia, SC 29229 803-736-2977

DATE SERVED:

July 2, 2013

  
\_\_\_\_\_  
Scott Elliott